



FARJAMI & FARJAMI LLP
AN INTELLECTUAL PROPERTY LAW FIRM

www.farjami.com

**RECEIVED
CENTRAL FAX CENTER**

SEP 25 2008

26522 La Alameda Avenue, Suite 360
Mission Viejo, California 92691
tel: (949) 282-1000
fax: (949) 282-1002

FACSIMILE TRANSMISSION COVER SHEET

Date: September 25, 2008

To: United States Patent and Trademark Office
Examiner: Riyami, Abdulla A.; Art Unit: 2616

Fax: (571) 273-8300

Re: **Application Serial No.: 10/806,800**
Filing Date: 3/23/2004; First-Named Inventor: Fayad
Attorney Docket No.: 01CON247P-CON

From: Farjami & Farjami LLP

Number of pages including the cover sheet: 3

Message:

Enclosed please find the Notice of Appeal.

Payment of \$510.00 for Notice of Appeal to be charged to deposit account no. 50-1867,
per enclosed authorization.

Thank you.

The documents accompanying this facsimile contain PRIVILEGED AND CONFIDENTIAL information intended only for use of the individual or entity named above. If you are not the intended recipient, disclosure, copying, distribution or use of the contents of this facsimile information is prohibited. If you have received this facsimile in error, please immediately notify us by telephone and return the original facsimile to us at the above address via U.S. Postal Service. We will reimburse you for all expenses incurred.

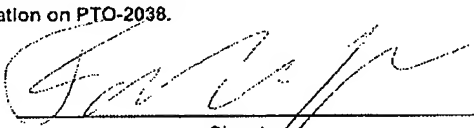
CFC received 2 pages
missing 1 page

SEP 25 2008

PTO/SB/31

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 01CON247P-CON							
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" or successfully transmitted by facsimile to the PTO at facsimile number 571-273-8300 on <u>9/25/08</u> Signature <u><i>Marci M. Sweda</i></u> Typed or printed name <u>Marci M. Sweda</u>		In re Application of Fayad, et al. <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 2px;">Application Number 10/806,800</td> <td style="padding: 2px;">Filed March 23, 2004</td> </tr> <tr> <td colspan="2" style="padding: 2px;">For: METHODS AND APPARATUS FOR DATA COMMUNICATIONS THROUGH PACKET NETWORKS CONNECTION OVER A PACKET NETWORK</td> </tr> <tr> <td style="padding: 2px;">Art Unit 2609</td> <td style="padding: 2px;">Examiner Riyami, Abdulla A.</td> </tr> </table>		Application Number 10/806,800	Filed March 23, 2004	For: METHODS AND APPARATUS FOR DATA COMMUNICATIONS THROUGH PACKET NETWORKS CONNECTION OVER A PACKET NETWORK		Art Unit 2609	Examiner Riyami, Abdulla A.
Application Number 10/806,800	Filed March 23, 2004								
For: METHODS AND APPARATUS FOR DATA COMMUNICATIONS THROUGH PACKET NETWORKS CONNECTION OVER A PACKET NETWORK									
Art Unit 2609	Examiner Riyami, Abdulla A.								
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner. The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ 510.00 <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: <input type="checkbox"/> A check in the amount of the fee is enclosed. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. <input type="checkbox"/> The Director has already been authorized to charge any fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>50-1867</u> . I have enclosed a duplicate copy of this sheet. <input type="checkbox"/> Fee for ___ extension of time (37 CFR 1.136(a)) is included on the attached form PTO-2038. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. I am the <input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96) <input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>41,014</u> <input type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a). _____									
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.		<div style="text-align: center;">  Signature <u>Farshad Farjami, Esq.</u> Typed or printed name <u>(949) 282-1000</u> Telephone number <u>9/25/08</u> Date </div>							
<input checked="" type="checkbox"/> *Total of <u>1</u> forms are submitted.									

This collection of information is required by 37 CFR 1.191. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the